



STATE OF DELAWARE
DEPARTMENT OF JUSTICE



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PLEASE REPLY TO: Civil Kent County Environmental Unit

October 26, 2006

The Honorable Gregory M. Sleet
U.S. District Court for the
District of Delaware
844 North King Street, Rm. 4209
Lock Box 19
Wilmington, DE 19801

Re: Breslin v. Delaware Dept. of Natural Resources & Environmental Control

Your Honor:

The parties have resolved this matter and anticipate filing documents to conclude the litigation in the near future. For that reason, the State will not file the Reply Brief on its Summary Judgment Motion that was due today.

Sincerely,


Valerie S. Csizmadia
Deputy Attorney General

VSC/jrm/I/502-20

xc: Lori Brewington, Esquire
Environmental Unit